

REMARKS

This is a full and timely response to the outstanding non-final Office Action mailed April 14, 2006. In the Office Action, claims 33-47 and 79-80 are preliminarily rejected under 35 USC§103(a) as being unpatentable over Kimmel, *et al* in view of Yamaashi, *et al*. The Applicants traverse the rejections to claims 33-47 and 79-80. Claim 81 has been added. Reconsideration and allowance of the subject application and presently pending claims 33-47 and 79-81 is respectfully requested.

I. Response To Claim Rejections Based On Obviousness

In the Office Action, claims 33-47 and 79-80 are preliminarily rejected under 35 USC§103(a) as being unpatentable over US Patent No. 6,917,288 to Kimmel, *et al*. (hereinafter "Kimmel") in view of U.S. Patent No. 6,433,687 to Yamaashi, *et al*. (hereinafter "Yamaashi"). It is well established at law that, for a proper rejection of a claim under 35 U.S.C. §103 as being obvious based upon a combination of references, the cited combination of references must disclose, teach, or suggest, either implicitly or explicitly, all elements/features/steps of the claim at issue. See, e.g., In re Dow Chemical, 5 U.S.P.Q. 2d 1529, 1531 (Fed. Cir. 1988), and In re Keller, 208 U.S.P.Q. 871, 881 (C.C.P.A. 1981).

A. Claim 33

Claim 33 is presently written as:

A Graphical User Interface (GUI) for a monitoring system comprising:

- a map associated with a monitored area;
- one or more monitoring sensor icons located on the map in a location associated with a monitoring sensor in the monitored area;

at least one monitoring tag icon located on the map in a location associated with at least one monitoring tag in the monitored area wherein the monitoring tags are mobile with respect to the monitored area, ***wherein the monitoring tag icons are only visible after an actuating event***; and

one or more event icons located on the map in a location associated with a monitored event in the monitored area.
(Emphasis added).

As explained, for instance, at page 21 of the originally filed application, the monitoring tag icons may be hidden from display until a potential situation occurs. Hiding the monitoring tag icons may allow employees to maintain some privacy in the workplace unless and until an event requires a person monitoring them to determine their location. Kimmel fails to disclose monitoring tag icons, as admitted in the final office action. Yamaashi fails to disclose monitoring tag icons that appear when an actuating event occurs. As the cited references fail to disclose all of the limitations of the claim, the Applicants respectfully request withdrawal of the present obviousness rejection.

B. Claims 34-47 and 79-80

The Applicant respectfully submits that since claims 34-47 and 79-81 depend on independent claim 33, claims 34-47 and 79-80 contain all limitations of independent claim 33. Since independent claim 33 should be allowed, as argued above, pending dependent claims 34-47 and 79-80 should be allowed as a matter of law for at least this reason. In re Fine, 5 U.S.P.Q. 2d 1596, 1608 (Fed. Cir. 1988).


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CONCLUSION

In light of the foregoing amendments and for at least the reasons set forth above, Applicants respectfully submit that all objections and rejections have been traversed, rendered moot and/or accommodated, and that presently pending claims 33-47 and 79-81 are in condition for allowance. Favorable reconsideration and allowance of the present application and the presently pending claims are hereby courteously requested. If in the opinion of the Examiner, a telephonic conference would expedite the examination of this matter, the Examiner is invited to call the undersigned attorney at (603) 668-1400.

Respectfully submitted,

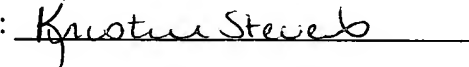


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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on August 14, 2006 at Manchester, New Hampshire.

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